App. F. IX-4

Previous References 1935 (Mysg)

File No. 157-35

Serial Nos. 1-60

Letter References ✓

54

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Jan

Part B for October 1935

SUBJECT.

Mysore Abkari Appeal no 11 of 1935-36 re Agraharthur
marriage in the Sri Himavad Gopalaswamy
temple, Gundlupet Taluk.

WD 0295—GPB—22,500—15-8 37

Mysore
1-11-13

Jud Muzrai Appl 14 of 35-36 re: Agra Tirtha Mantapa in Hiravad Gopalaswamie Gundlupet Tk

General and Revenue Secretariat — Muz File No. 151 of 1935-6 — [App. F. III—2

Serial No.

Petition of 31.1.36 filed by messrs M.A. Gopalaswamy Iyengar and M.A. Doreswamie Iyengar Advocates Bangalore city on behalf of Nallan Chakravarthi Rangachar residing in Chikkanayaka Lane Chamarajpet Agrahar Mysore appealing against the orders of the Muzrai Commissioner about Agra Tirtha Mantapa in the temple of Sri Hiravad Gopalaswamie Gundlupet Taluk.

(1) Orders of Govt see on the P.

"Please get report and records.

2. Memo of forwarding put up on the P and is subt. for approval.

G[illegible] 4/1/1936

petition sent to M.G. with No 923 Muz 151-35-2 dated 7-1-1936

Letter no Mtp 20/31-32 of 13-6-1936 from the Muzrai Commissioner submitting the records connected with the case.

4) The facts of the case are set forth in Muz Proc No 20/31-32 of 24.9.35 on the file of the Dy.C's Court. In this is a case of Agra Tirtha Mantapa in Vishnu temple, etc.

NOTE—Contn Sheet.

WD 03594—GPB—30,000—13-7-35

establish his claims if any, for the Mariyadi in preference to the agent of Sri Parakala Mutt by means of the old records. if any in support of his request.

2 Attested copies of references if any he relies upon will be called for. Not called for as it is

3 A brief note may be put up on the merits of the case.

8/7/36

1) Sri Srimavar Gopala Swami temple is a minor inam. Instn enjoying a Cash grant of Rs 232-11-0 plus 118-8-0 in lieu belonging to the Chattram was transferred from temple under G.O. No. 624-41 / M. J 333-30-6 J24. 6.32 The applicant in claiming the Archakatva Mariyadis in the above said temple is false & of his applt. per says that in the Govt. order of 15/3/1895 the Vishnu temple in Kampala Chandal for the are held to be institutions in which Sri Parakala Mutt has not acquired any right prescriptive

x Page 56 of the Cash grant Register (M.

x 0.

Serial No.

or otherwise where the Agra Tirtha Margams are confined upon the local acharyaparushas. As per this G.O. no C 42-5 / Mng dt 15-3-1895 in para 4 nothing is mentioned in this about the Hiriyal Gopalaswamy temple or Sri Parakala Mutt having no right for Agra Tirtha Margams in this temple.

8). In para 4 of the P.M. the petitioner says that Sri Parakala Mutt of Ahobilam Mutt several attempts to secure the said Margadhi in this temple but failed. No reference to such attempts is forth coming from the records received from the M.C. It is open to the appellant to prove this.

9. Sri Parakala Mutt in claiming Agra Tirtha Margams for its Gumastha in the absence of the Swamigalu has cited in support of its claim Punskur per Tr Amildar's Yadi no 25 dt 9-4-83 to the Mutt requesting instructions if the time Mutt may be

NOTE—Contn Sheet.

WD 03594—GPR—30,000—12-7-35

Mysg. File No. 151 of 1935. General and Revenue Secretariat

Temple representative as Vadakalai Sri Vaishnavas was not available at the place of the trustees' meeting on 18/4/83 requisitioned in the said assignment. The trustee has further stated that the appointment of one Pandit Venkatavaradachar mentioned in the Amildar's subsequent Jadi No. 11 of 11.5.1883 was in pursuance of the above trust deed Pandit Venkatavaradachar, his brother Thirumala Char was receiving the mamools on behalf of the trustee & then also him Hullahalli Nallan Chakravarthi Gopala Krishnachar was appointed as Vaidika Gumastha in 1915. The appellant says that these records are not public documents. (Vide para 5 of the P. 4. A.) - The Amildar in his report of 2.7.32 has stated that - the "Jamabandi" Register of this office for the year 1883 contains no entries of the Trust Amildar's letter of 9-4-83 to the trustee & the trustees thereto. regd. to above -

(Mr. C.V. Anjaneya Rao)

The Amildar in his report of 3/12/30

Serial No.

has also local enquiry stated that
the appellant has been in receipt of the
aya Tax the manyads. In a further correspon
the Secretary Board Mr. M. Purushotham
Q has on 2.10.31 reported in the same effect
x2 The S.D.O. in his report of 26th Feb 1932 has
stated that Sri Himavat Gopalaswami
temple, the temple at Kalale & the
Vishnu temple at Talkad are not
mentioned in the Sanad order of 1915-
x3 G.O. No. 5-31-46 Rev. dt. 9-9-1916 lays
down that there are places where the Board
does not seem to receive the aya
Tax the manyads as per decision
quoted by the appellant. Thereupon
the then D.C. (Mr. Abdul Wajid)
x4 ordered on 9.3.32 from the records
before him that Nallan Chakravarthi
Ranganathan Esq. Shown the appearance
in the absence of the Secretary
Sri Parthasarathi Iyengar. against
this order the said authorities
appealed before the M.C. and
after necessary Correspondence with the
D.C. & after hearing the parties
allowed the appeal in his decision
E- of 30.8.35 — From the record
it is seen that the Board has
to produce books

NOTE—Contn. Sheet.

in This Form between 1883 and 1915+
As The Case pertaining to Agga Tirtha
Mangala is an important one, I appd
The Advocate for the appellant will be
asked to produce ~~The~~ & return
the documents in original on which
his client relies upon in support
of his claim & the Math authority
asked to produce they correspondence
in original they have between
1883 and 1915 on the subject+
to support their Claim - It is respectfully
submitted that there are necessary +a
further note will be send on the
merits of the Case -

GS 22/9/31

10) There is no reference to the Sri Hiranyathgopalaswami temple at Mangala village, Gundlupet Taluk, ~~mentioned in para 2 of the petition~~ in G.O. No. C. 42-5 dated 15th March 1895. ~~Even~~ The petitioner's statement in para 2 of the petition that the G.O. deals with their agraththina in this temple is not a fact. The appellant wants the Parakala Swami Math to prove its claim to agraththina in the temple at Mangala. ~~It~~ This contention is based upon the principles laid down in the G.O. of 15th March 1895.

Claim agrathirtha in the temple of Sri Hiranyadgopalaswami at Mangalapuri, Gundlupet Taluk.

General & Revenue Secretariat. Mysore, File No. 151 of 1935. [App. F. III–2

Serial No.	
	The G.O. of 19th Aug. 1915 does not modify the G.O. of 15th March 1895 in regard to this point. If approved, both the parties may be asked to produce documents in support of their claim to agrathirtha in this temple. 11) Yes dcg 23/9/36
	23.9.36. 12) Submit with the G.S. 23.9.36. 13 Issue dcg 23/9/36
	No 475 of 25-9-1936 to Sri Parakala Mutt by Agent Magadi Ramachandra Char calling for documents in original available with him in support of the Claim.
	No 476 of 25-9-36 to the Advocate for the Appellant calling for original records available with his Client in support of his claim.
Issd 26/9/36	Letter of 30-9-36 from the Honorary Superintendent of Sri Parakala Mutt forwarding three registers containing information about the Agrathirtha manyams Claimed by Sri Mutt in the Temple of Sri Hiranyadgopala Swami.
	14) The records from the Counsel for the

NOTE—Contn. Sheet.

The petitioner states that the records relating to the mutt's claims are in the Taluk office. These will be called for from the Munsiff's Court, if approved.

[illegible]

[illegible]/86

Petition dy 9-10-36 filed by the Advocate for the appellant furnishing certain documents in original -

The Sanads dy 11-3-1886 on which the appellant relies as one was issued by His Highness and the other was issued by the Foreclosures of Sir T. Gopalacharlu.

In these cases the Sanads bearing the signature of the then Regents are being produced & not the rest.

2) Further the order of the Dy Supdt. of Mysore dy 6/7/36 furnished by the appellant relates to Sri Lakshmikantha Swami temple at Kalale Nanjangud Tk & has no bearing on the Nanjarajapuram Swami temple at Gundlupet.

3) In para 2 of the P.M.O, the appellant refers to the Govt. order dy 15/3/1895 - (Vide No C42-5/Mung dy 15/3/1895 published for reference). This order has since been superseded by Govt. No S-31-46 Mung 69-09-4 dy 19-8-15

The records on the subject do not go

1) The remarked words are in the M.C and may be added.

2/7/37

Serial No.

~~to show that the appellant has any good grounds~~
in his favour.

19. As this is a case of Agra Tirtha
Marayadi claims ~~the Cause~~ pari, it is for him
~~to establish~~ at the time of hearing of co-owners
for owning the case may be posted

GS 1911

20. The petitioner states in para 2 of his appeal that ~~the~~ Sri Parakala matt has not acquired any prescriptive right to ~~the~~ agra thirtha in sri Ramanatgopala-swami ~~temple~~ temple at Hangala, Gundlupet Taluk. This is also the view held by the Dy. Comr., Mysore dt., in his order of 9th March 1932. The Sri Parakala matt has not now adduced any evidence to its claim to agra thirtha in the temple at Hangala

L

* vide the last para the flag 'L'.

O

D

G.O.* no. C-425 dated 15th March 1895 as well as G.O. no. 531-46 muz. 69-09-4 dated 19th Aug. 1915 lay down ~~that~~ that Sri Parakala matt can claim the honour only in cases where it is able to prove enjoyment. The G.O. of 15th Mar 1895 has not been superseded completely by the G.O. of 19th Aug. 1915 as stated in para 16 of the note. Attention invited to para 22 of the G.O. of 19th Aug 1915 on this point.

D

The appellant in reply to the

NOTE—Contn. Sheet.

evidence to in support of his claim to [illegible] (Vide the order of the Dy. Comr., Mysore dt., dated 9th March 1932). In any case, the claim of the Sri Parakala Mutt to the honor cannot be said to have been established, whatever may be view as regards the claim of the appellant to it.

2) In Govt. order dated 15th March 1895 it was held "that the Sanad of H. H Krishnaraja Wadiyar III in favour of Sri Parthasarathi Swami as regards 'Asritha' in all Vishnu temples cannot be enforced in the absolute way the Mutt claims. That Sanad can only be enforced in those particular Vishnu temples where it has been enforced without interruption and without question during a period sufficient to give the Mutt or its representatives a prescriptive right to the privileges in question, and where such enjoyment is wanting the Mutt cannot be allowed to claim the privileges in question", and at the time of this G.O. and also when G.O. dated 19th August 1915 was passed, the question of Asia Thirtha Mahavyadas in Sri Hemavathi Gopalaswamy Temple was not under the consideration of the Govt. As such I submit it is for consideration

Appeal - re: Agra Pinnamangalam in the Temple of Sri Himavad Gopalaswami. Gundlupet T[illegible]

hd Revenue etariat | File No. | of 193[illegible] | [App. F. III—2

Serial No.

whether the Sri Parthasarathy Swamy Temple has acquired a prescriptive right to Agra Thirtha Mariyadai to the said temple. As this question of Agra Thirtha Mariyadai is of importance I submit the case may be posted and it will be open to the appellant Mr Venkata Chakravarthi Iyengar to move his Vakildari for the first mentioned reference to the Court of the Head of Sri Parthasarathy Swamy Temple.

2
13/11/36

(Gen Dairy).

GENERAL SECRETARY
14 NOV. 1936
302

X U | 23 Please flag the letter from the D.C stating that the docts relied on by the Mutt are genuine. How does it happen that there is no corresponding doct in the Taluk Office Gundlupet?

Sir
I/c
2/12/36

X U | 24 Vide letter from the D.C. Mysore dt 7-12-34 in which he refers to the finding of the S.D
X Z | O. dt 16-11-34; the latter says that the documents produced by Sri Parthasarathy Swamy Temple are genuine.

25 All possible efforts were made to find out exactly the boundaries of Agra Thirtha [illegible]

NOTE—Contn. Sheet.

Appeal re Agra Tirtha marjadas in
the Taluks of Sri Mushnur & Gopala
Mysore towns &c. part 1.

Mzj File No. 151 of 1935.)

if the document referred to in para 23 supra can be found among them & no such reference was found so far -

2) The S. Do holds that the document dt 9-4-1883 filed by Sri Mata is the original in Hebt; & if so it must have been among the TK records of that year or at least a mention of this in the TK "Register bearing Register No 25" should have been made. No such entry is found -

3) The information called for in the latter portion of para 23 is one to be furnished by the TK Office.

4) With Calling for the same from the Mzj is sent

29) 2nd 2 8/7/-.

No. 23 dt 8/7/37 to the Mysore Commissioner Calling for additional information.

8/7/37 Rec'd 9/7

Appeal re: Agra Tirtha Mangade in the temple of Sri Hingulaj and Gokarla Swami Gundupalli TK.

General and Revenue Secretariat — Mag. File No. 15 / of 1935. — [App. F. III–2

Serial No.

Letter no. H.C. 457/37-38 d. 5.4.38. from the Mag. re Communication furnishing information called for.

30. Kind ref. is invited to D.'s letter no 869 of 21.3.1938 to the H.C. The Amildar Gundupalli TK has stated that it is not possible to say at this distance of time why an entry corresponding to Yadi no 25 of 9-4-1883 is not found in the "TO" Register of the TK office: it is respectfully submitted that this is hardly acceptable as he refers to another entry no 62 of (TO Reg. for 82-83) which goes to show that Sri Panakala Swami is entitled to the Mangade in question in the said temple. This register is not authenticated; it does not bear the seal of the TK office nor does it contain the initials of any officer. I beg to Ex. V.

31. The counsel for the Appellant has sent the original sanad (Vide the impressions on the file); if this is accepted as genuine, the Appellant will be entitled to Agra Tirtha Mangade in the temple; the non-appearance of Yadi no 25 of 9.4.1883 in the TK "TO" Register of the period appears to be

E—Contn. Sheet.

Agra Tirtha Mangalam in
Hiranyagopalaswami
Temple, Gundlupet Tk

Mm3 File No. of 1935-37 | General and Revenue Secretariat

Serial No.	
	If appeal. The case (writ) (or decree/petition for leave to
	appeal) in O.S. 4/1938 of Gundlupet-Taluk, on which Mo Sri
F'	Parakala Matt relies for its claim to
	Agra thirtha in Hiranyagopala swami
	temple in Gundlupet Taluk, does not state
	that the matt has been entitled to
	the honour either under any sanad or
	by long continued usage. G.O. No. C.425
O	dated 15th March 1895 lays down that
	the claim claim of the matt to agra thirtha
	cannot be enforced in the absolute way
	claimed by the matt. It says that it
	can be enforced only in Vishnu temples
	where it has been enforced without
	interruption and without question
	during a sufficiently long time to give
	the matt a prescriptive right to it. The
D	G.O. No. 531-46 Mun. 69-09-4 dated 19th Aug. 1915
	confirms the principle laid down in the
F	G.O. of 15th March 1895. Yadi No. 25 is
	not traceable in the records of Gundlupet
	Taluk office. Nor is there any reference
K	to it in the "To" register of the Taluk. In
	view of these facts it is a point for
	orders whether the matt's claim to the
	honour in Sri Hiranyagopala Swami

Muzrai re
honour in Sri Srinivasa Gopalaswamy's
temple in Gundlupet Taluk.

General and Revenue Secretariat — Muz. File No. 151 of 1935. — [App. F. III—2

Serial No.

temple can be said to have been established. The appellant's main ground for appeal in this case is the principle laid down in the G.O. of 15th March 1895 referred to above. The appellant's claim to the honour is submitted for orders. He has relies on two documents for his claim to the honours

A, X & B

9.5.38

33. Submitted with papers. In para 2 the D.C's letter & the J.D.C's report giving a finding about the genuineness of the documents are flagged U & V respectively. The Taluk office is unable to explain why there is no corresponding document in the Taluk office

Gen Secy

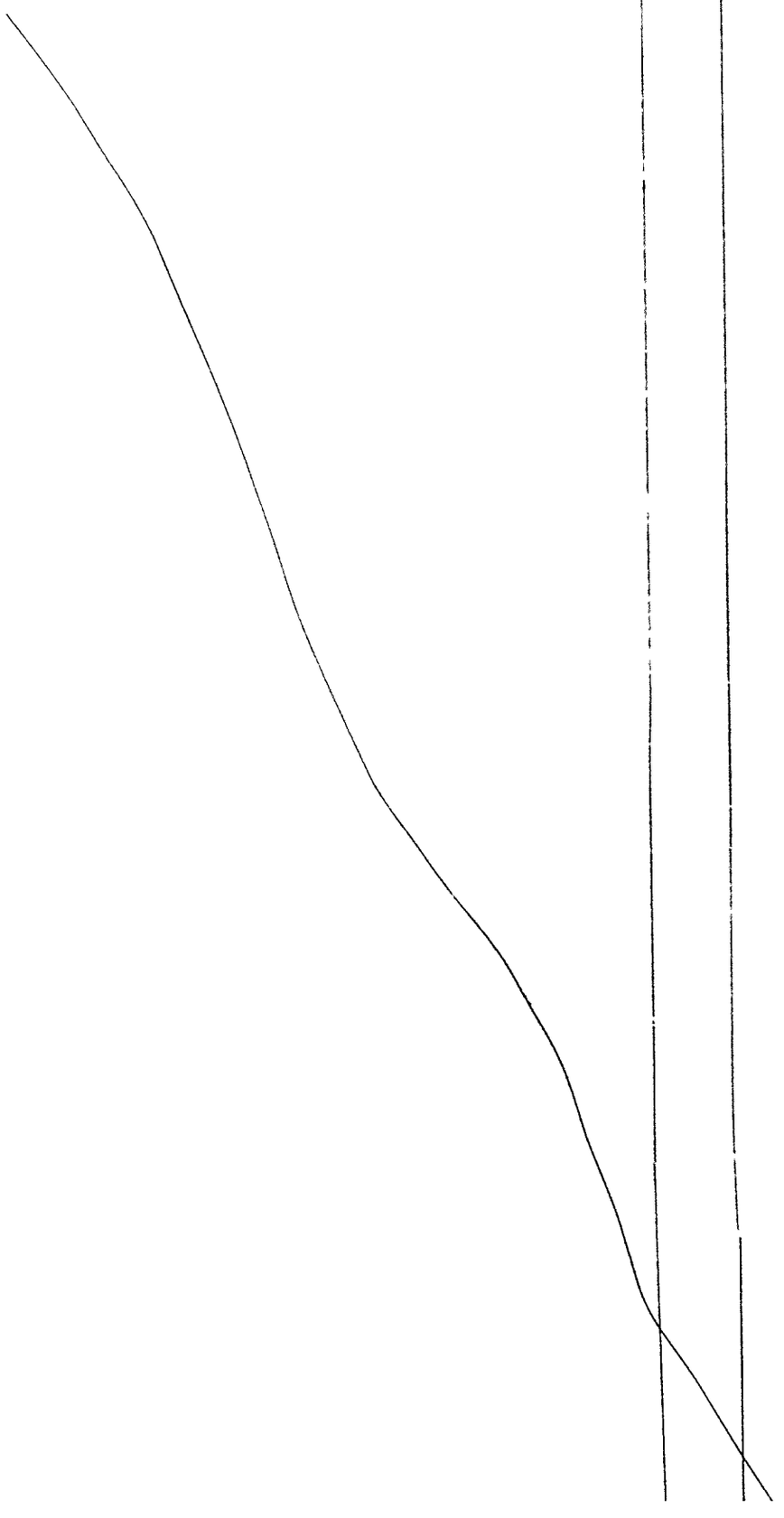
GENERAL SECRETARY.
10 MAY 1938
6631

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13 8-37

File No. of 193

General and Revenue Secretariat



Serial No.

34 The Appellant one Nallan Chakravarthi Rangachar started proceedings in 1929 claiming Agra Tirtha Mariyadas in the Sri Himavad Gopalaswamy Temple, Gundlupet Taluk in preference to the gumasta of Sri Parakala Mutt. The Deputy Commissioner, Mysore, decided in favour of the appellant. On an appeal filed on behalf of Sri Parakala Mutt, the Muzrai Commissioner revised the order and decided that the Sri Parakala Mutt is entitled to Agra Tirtha Mariyadas through their gumasta.

35 The Mutt relies on the nirup granted to it in 1811. The entire question of Agra Tirtha Mariyadas was investigated by the Government and an order was passed on the 19th August 1915. The Government came to the conclusion that the Nirup of 1811 under which the Sri Parakala Mutt claims Agra Tirtha Mariyadas through its gumasta in all Vishnu temples in preference to others is genuine; that the system of employing gumastas to receive it is widely recognised and that the Mutt can succeed only in cases where it is able to prove enjoyment in pursuance of the Sannad. This order is clearly conclusive and the only question that has to be considered is whether the Mutt has been in enjoyment of this honour. The Mutt relies upon the following items of evidence:--

(1) Copy of Gundlupet Taluk Amildar's Yade No.25 dated 9th April 1883 to the Mutt requesting to be informed whether the Mutt Agra Tirtha Mariyada honour might be shown to a suitable Thengale representative as Vadagale

NOTE—Contn. Sheet.

WD 01955—GPB—22,500—12-6 34

Srivaisnavas were not available.

(2) Mutt's reply No.39 dated 18-4-1883 stating that suitable person may be appointed from the Tengales.

(3) Copy of Taluk Amildar's order dated 19th June 1883 appointing Pandit Venkatavaradachar as the Mutt gumasta.

(4) Copy of Mutt yadi No.105 dated 8-3-1915 to the Amildar, intimating the appointment of Nallan Chakravarti Gopalakrishnamachar as the Mutt Gumasta.

(5) Mutt Yadi No.124 dated 2-3-1923 authorising Shamik Krishna Iyengar to receive the honours during the absence of Gopala Krishnachar.

(6) Mutt Yadi No.128 dated 12th March 1923 reinstating Gopala Krishnachar as gumasta of the Mutt.

(6) Unfortunately the Taluk records with reference to the correspondence between 1813 to 1915 are not traceable but the registers indicate the genuineness of the correspondence. The Sub Division Officer has, after enquiry, found that the documents relied upon by the Mutt are genuine. These documents clearly show the enjoyment of this honour by the Mutt. The ~~respondent~~ the appellant Nallan Chakravarthi Rangachar is the brother of Gopala Krishnachar who had been appointed as the Gumasta of the Mutt in 1915. The appellant started these proceedings after the death of his brother claiming that his brother was enjoying this honour in his own right and not as gumasta of the Mutt. But the evidence produced by the Mutt ~~does not support~~ disproves the claim of the appellant.

Re: Agra Tirtha Mariyade in Sri Ramana temple — Gundlupet Tk.

General and Revenue Secretariat | Misc File No. 157 of 1935. | [App. F. III—

Serial No.

37) The appellant relies upon the order of the Deputy Superintendent of Mysore passed on 12th August 1872. This has no reference to the present temple but to Agra Tirtha Mariyadas in the Sri Lakshmi Kanta temple at Kalale. He also relies on the Nirup of 1860 but it relates to Agra Tirtha Mariyadas in the Talkad temple. He also relies upon the oral evidence of two dharmadarsies and an Agamik. Their statements that Nallan Chakravarthi Gopalakrishna char was receiving the honours is literally true. It cannot go to prove that he was receiving the honour in his own right any more than as gumasta of the Mutt. The appellant does not seem to claim that he enjoyed the honour at any time. He has come forward with the claim on the death of his brother Nallan Chakravarthi Gopalakrishnachar.

38) The Muzrai Commissioner's order has to be upheld and the appeal dismissed.

39) It is for consideration in Council if the parties have to be heard. Mr. M. A. Gopalaswami Iyengar appears for the Appellant & Mr. [illegible] Iyengar for the Respt.

735/201

1st Member

19) Muz appl no 14 of 1935-36 re:
Agra Tatha Mayase in Hiriavad Gopala
Swami temple — Gundlupet Tk.

Muz File No. 151 of 1935. General and Revenue Secretariat

fo. hearing on Saturday the

R/S

U/C Counsel for both parties present-
order reserved

S/O
3/9

ORDER.

U/C I see no reason to interfere with the orders of the Muzrai Commissioner. It is properly conceded by the Counsel for the appellant that the case is governed by the Government Order dated the 19th August 1915 which sets out the conditions under which Agrathirtha is to be given to the head of Parakala Mutt according to the Sanad of 1811 and that clause "C" of paragraph 12 of the Government order has to be satisfied. In this case it is found on enquiry that the Mutt has been in actual enjoyment of the Agrathirtha at least from 1883. The documents produced by the appellant do not in any way controvert their view. The Muzrai Commissioner's order is confirmed and the appeal rejected.

S/O
3/9
9/10
1/10.

KS 3/10/38 D/m sent

Muz appl no 14 of 35-36: re appn
To the Inspector in Hinavad Sobales
Gunthupet T.K.

(20)

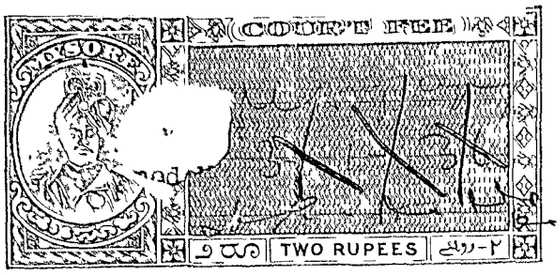
General and Revenue Secretariat — Muz File No. 151 — of 193 S. — [App. F. III—2

Serial No.	
10	No 511 of 7.10.38 to the Muzrai Commissioner forwarding Copy of the decision given in the Case — Memo Nos 512-3 of 7.16.38. To the Counsel for the appellants. To the Counsel for the Respondents. Forwards Copy of the decision given in the Muzrai Case specified therein

9/11 10/10/38

NOTE—Contn. Sheet.

File No.	of 193 .	General and Revenue Secretariat



GENL. & RE... SECRETARIAT
740
4 JAN
MUZRAI BR... CH

3/1/36

Mug 151-35-1

BEFORE THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE,

GENERAL & RE... SECRETARIAT
3- JAN. 1936

AT BANGALORE.

Muzarai Appeal No. 14 of 1935 - 36.

Appellant:- NALLAN CHAKRAVARTHI RANGACHAR, aged 50, Son of Srinivasa Char, Srivaishnava Acharya Purusha, now residing in Chikkamma Laya, Cheluvamba Agrahar, M y s o r e.

--VS--

Respondent:- .. Sri Parakala Mutt, By Agent Magadi Ramachandra Char, C/o Parakala Mutt, Mysore.

----000-

Under Section 38 of the Mysore Religious and Charitable Institutions Regulation, the Appellant abovenamed begs to present this Muzarai Appeal against the order of the Muzarai Commissioner in Mysore, dated 24-9-1935, in muzarai Appeal No. 20 of 1931--32, allowing the Respondent's appeal regarding Agra Tirtha Mariyadas in the Sri Himavad Gopalaswamy Temple, Gundlupet Taluk, for the following, among other,

REASONS:-

1. The learned Muzarai Commissioner failed

to note that by virtue of the grant of 1911 the Respondent did not derive any right to Agra Thirtha Mariyadas.

2. In the Government Order dated the 15th March, 1895, the Vishnu Temples situated in -- Hangala, Gundal Taluk, are held to be institutions over which the Respondent has not acquired any - right, prescriptive or otherwise, and where the - Agra Tirtha Mariyadas are conferred upon the local Acharyapurushas. The Sri Himavadgopalaswamy Temple is situated in Hangala and there is no other Vishnu Temple in that Hobli.

3. The learned Muzarai Commissioner was - wrong in not taking into consideration the fact that in their Order dated 19-8-1915, the Government had confirmed the principles laid down in their Order dated 15 - 3 - 1895.

4. The learned Muzarai Commissioner erred in ignoring the fact from 1872 onwards the Respondent made several attempts to secure the Agra Tirtha Mariyadas in the Sri Himavadgopala Swami Temple and failed.

5. The references produced by the Respondent Mutt are not public documents and the learned Muzrai Commissioner should not have attached any evidentiary value to such interested documents.

6. The learned Muzarai Commissioner was wrong in ignoring the express finding of the Deputy Commissioner that the local Acharya Purushas and not the Gumastas of the Respondent Mutt are in enjoyment of the Marivadas from 1872 to the date of dis-

7. The learnod Muzarai Commissioner has ignored the series of applications, made by many Ursu gentlemen who are tho supportors of tho Temple under reference, which prove the Appellant's enjoyment of the Mariyadas.

8. As per Government order dated 15- 3- 1895, the Respondent has to prove that the Grant of 1811 was given effect to and that tho Respondent had thus ~~enjoyed~~ acquired a prescriptive right. The Respondent has not discharged this burden, and whatever right he might have had, is now barred by limitation.

9. The decision of the learned Muzarai Commissioner is also otherwise opposed to law, facts and probabilities of the case.

10. Wherefore the Appellant humbly prays that the Government be pleased to set aside tho order of the Muzarai Commissioner and confer the Agra Tirtha Mariyadas on the Appellant and his family.

Bangalore City,
3rd January. 1936.

M. A. Gopalaswamy Ayyangar
Advocate
for Appellant.

App 20/37-38

No 923 Muz 151-38=2 Dated 7-1-1936
Forwarded with compliments to the Muzarai Commissioner for favour of report with the entire records connected with the case.

By order
B Muniswamy
for General Secretary

Absence

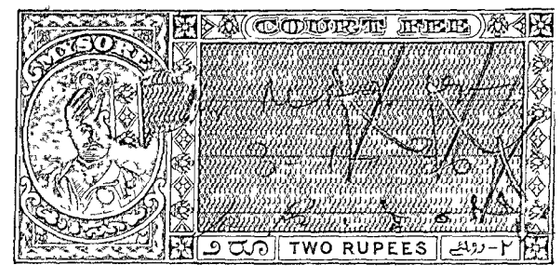
For warded with Compliments - I am

respectfully Commissioner Mayrose with the

Assembly an entire record Connected with -

- Case at an early date

For Majesty Commissioner



IN THE COURT OF THE Government Pleader
AT Bangalore

Misc A
S. CASE No. of 1935-1936

Appellant
~~Plaintiff.~~
V. C. Ranjachar

Defendent.
Sri Panchalamuki
Agent
Magadi Ramachandrachar

VS.

1 ....I.....the...Appellant..... above named, do, by these presents, retain and engage on...my....behalf
M. A Gopalaswamy Iyengar Esqr M.A B.L Advocate &
M. A DORESWAMY IYANGAR Esqr., M. A. B. L., Advocate.
to make or do appearance, application or act and to conduct the above case and all the execution and miscellaneous proceedings therein or arising therefrom to final disposal, to compromise or to agree to an arbitration on...my....behalf and to receive from court or otherwise all such sums of money as....I.... may be entitled to get and to grant receipts therefor.

2 ....I.... fully empower the same to have absolute freedom and discretion in refusing at any stage to appear and conduct the case and its proceedings for non-payment of ...my...dues or otherwise, to retain all...my....documents and papers till the same is paid, to appropriate without any special authorisation all...my..... dues from out of the monies that are received by the same on..... .....behalf, and to be free after withdrawal from the case on...my....behalf, to accept engagement on behalf of any other party at any subsequent stage.

...I.....also undertake to confirm and ratify all the lawful acts done by the said lawyer or by any other lawyer on...my...behalf in so doing.

Dated.....193.

Accepted

Signed before me & personally known to me
Mysore 30.12.35

for ....Appellant.....
M. A. Gopalaswamy Iyengar
Adv. for Appellant

In the Court of the Munsif Commissioner
in Mysore, Bangalore

Appellant:-
Sri Parakala Mutt
by Agent Srimad
Magadi Ramachandrachar.

VS

Respondent.-
Nallan Rangachar
Kalale,
Nanjangud Taluk

Subject

Agra Thirtha Mariyades in the Sri Hima-
-vad Gopalaswamy temple, Gundlapet Taluk.

Facts of the case

Hullahalli Nallan Chakravarthi Gopalakrishnachar, the respondent's brother, was the recipient of Agra Mariyades in the above temple On his death the respondent petitioned the Deputy Commissioner, stating that the Agra Thirtha Mariyades in the sthala temple belonged to his family as sthala Acharya Purushas and gurus of certain Urdu families and praying that the right of the family may be recognised and left undisturbed. The respondent based his claim on the order of the Deputy Superinten-
-dent of the Mysore District, passed on 19th Mar. 1872 and a Nirup of His Highness the late Maharaja dated 11th July 1816 and on a Sannad alleged to have been given to his ancestors by the forefathers of Sirdar Gopalaraj Urs of Mysore and contended

that the late Gopala krishnachar was not receiving the Mariyades as Guru of the Mutt, but in his individual capacity as Sthalacharya-purusha and the representative of the Vallan Chakravarthi family

2) The Honorary Superintendent of the Sri Parakalaswamy Mutt in his petition dated 29-11-1930 to the Amildar, stated that the first Mariyades in the temple belonged to the Mutt and in support of the claim cited Gundlupet Taluk Amildar's yadi No. 25 dated 9-4-1883 to the Mutt requesting to be informed whether the honours due to the Mutt may be shown to a suitable Tenkalai representative as Vadagalai Sri Vaishnavas were not available at the place and of the Mutt's reply dated 18th April 1883 thereto, acquiescing in the arrangement. He further stated that the appointment of one Pandit Venkatavaradachar referred to in the Amildars subsequent yadi No. 18 dated 11-5-1883 was in pursuance of the above, that after Pandit Venkatavaradachar, his brother Thirumalachar was receiving the Mariyades on behalf of the Mutt and that after him, Hullahalli Vallan Chakravarthi Gopala krishnachar was appointed as Mutt Gumashta in 1915 in pursuance of Mutt's yadi No. 1050 dated 8-3-1915 to the Amildar of Gundlupet

OFFICE OF THE ... 9 OCT

3) On a report submitted by the Amildar through the Sub Division officer after examining a few temple servants including the Agamik, the Deputy Commissioner passed the order in appeal and observed that there was evidence to show that the Agra Mariyades were being received by the respondents family, that the Mutt had not shown any definite authority entitling it

is the same and directed that
may be shown the Mariyades in the absence
of the Swamigalu of the Sri Parakala Mutt in
the temple.

Hence the present appeal.

Besides the references quoted in para 2 supra the appellant has produced the marginally noted references in support of his contention. He further relies on the Nirup of His Highness the late Maharaja issued on 28th May 1811 and contends that in all Vishnu temples in the State the Agra Thirtha Mariyades should be shown to the Mutt Gumasta in the absence of the Swamigalu in preference to all others.

Mutt yadi No. 124 dated 2-3-1923 authorising Sthanik Krishna Iyengar to receive the honours during the absence of Gopalakrishnachar consequent on a marriage

Mutt yadi No. 128 dated 12-3-1923 reinstating Gopalakrishnachar as gumasta of the Mutt on his return —

The case coming on 5-12-1933 for hearing in the presence of Messrs K. V. Bhashyam and L. S. Raju, Counsel for the appellant and the respondent respectively, the latter disputed the genuineness of the references produced by the Mutt. The genuineness of the Nirup of 1811 and its applicability in all cases where the Mutt is able to prove previous enjoyment having been already admitted by Government in their order No. 531-46/Mug 69-09-4 dated 19-8-1915, the case was remanded to the Deputy Commissioner, on a request that the authenticity of the references including the [illegible] extracts might be further examined by the Sub Divisional officer and a finding recorded as to their

genuineness or otherwise. After enquiry and hearing of the parties, the Sub Division officer has held that all the references produced by the Mutt including register extracts, are genuine and not spurious.

The case was finally heard on 1st August 1935.

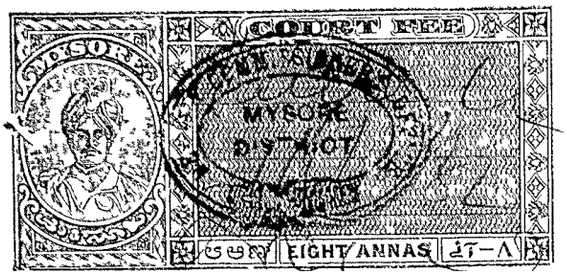
Order No. Apl 20/31-32 dt 30-8-1935
24-9-1935

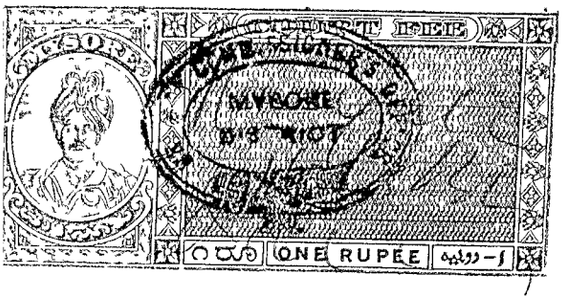
The Sub Division officer has, after due enquiry, found the documents relied upon by the appellant Mutt, to be genuine. These documents show that from the year 1883 at the latest, the Mutt has been nominating local persons to receive Agra Thirtha on its behalf. The respondent has not established his contention that the Mariyade has been enjoyed by his family in its own right. Having regard to the principles laid down in G.O. No. 531-46/Mug 69-09-4 dated 19th August 1915 in regard to Mariyades due to the Mutt in Vaishnava temples, the claim of the Mutt must be conceded. The appeal is therefore allowed.

(Sd) N. Madhava Rau
Mufrasil Commissioner

Copy applied for by Nallanchakravarti M.C. Ramachar on 8-10-35
Copy ready 9-10-35
Copy delivered 9-10-35
No. of words 750
Copying fees 1-0-0
Comparing fees 0-2-8
Copied by Thanumanthiah
Compared by Venkatramanaiah

S. Ramaswami Aiya
Manager
Mufl. Court's Office





Office of the Deputy Commissioner, Mysore District.

No. D.M. 621/31.

Reference:- Correspondence ending with Nanjangud Sub division officer's memo No. Mysi 930/31 3 dated 26.2.32 in the matter of the Agraheertha Mariyade in the Sri Kumaradgopalaswamy Temple Gundalpet Taluk.

—— o ——

One Chakravarthi Rangachar of Kalale petitioned the Deputy Commissioner on 20.3.1929 stating that he and prior to him his ancestors have been the Thalacharya purushas and gurus of certain Vaisya families, and consequently they have been enjoying the Agra Theertha honours from a long time in the Temples at Kalale and the Sri Kumaradgopala-Swamy hill, Gundalpet Taluk; the Sri Gopala-Swamy Mutt who tried to establish their right for Agra Theertha honours during years 1839, 1867, and 1872 failed

the authorities of the Mutt, during the absence of the Petitioner, began to send their gumastha to the Sri Hemavadagapalaswamy Temple, by writing a yad. so as to establish their right for the Agrathertha honours. The Petitioner Nallar Ishatravarthi — Rangachar prayed that the right to Agrathertha honours in the Sri Hemavad Gopalaswamy Temple which came to his family may be restored to him. His petition was sent to the Sub division officer, Nanjangud, for enquiry and disposal. The Amildar to whom the matter was further referred to by the Sub division officer, held an enquiry into the matter and sent a report to the Sub division officer on — 3-12-1930 stating that from a copy of the Dalak Yadast No. 25 dated 9-4-1883 addressed to the Mutt suggesting whether Dengale Srivaishnava might be appointed as its gumastha, it is seen that the Mutt has replied in its No. 39 dated 18-4-1883 that the Dalak authorities might appoint a proper person from the Dengale Sect as the Gumastha, that accordingly one Venkatavaradachar was appointed as the

COMMISSIONER'S MYSORE DISTRICT

Mutt Gumastha by the Taluk. Though Copies of the above references have been furnished by the Mutt, none of them or their originals are available in the Taluk office. After Venkata-varadachar, his brother Thirumalachar was receiving the mariyade, then Nallan Chakravarthi Gopalakrishnamachar was receiving the mariyade, as stated by the Mutt.

The petitioner Nallan Chakravarthi Rangachar contends that Nallan Chakravarthi Gopalakrishna-machar who has been receiving the Agrasthana from 1715 belong to his family and that he, the petitioner was receiving the Mantha in preference to the former being his elder, but the Amildar states that in certain Temples the Agramariyade is being shown to certain individuals as per manool, that if the Swamy is personally present at the temple at the time, the first honour should of course be observed to him, and that in his absence, the Mariyade may be shown to the petitioner Nallan Ch. Rangachar in preference to the Mutt Gumastha.

The references that are in support of Petitioner's contention may be stated to

(a) Letter dated 16-3-28 from Sirdar Gopala Rajurs stating that the mariyade may be shown to his guru Nallar C. Rangachar.

(b) The Dharmadarsis have stated that Nallar Chakravarthi Gopala Krishnamachar (Petitioner's agnate) was receiving the mariyade, but during the last 3 years the same is being shown on the authority of the Mutt Vadi, and that the Petitioner Nallar C. Rangachar has disciples in all these village parts.

c) One Gopala Krishnabhatta aged 66 years who was the previous archak has stated on 21-9-29 that the mariyade was being shown to the Petitioner and not to the Mutt gumastha.

d) One Ucchalappiah the previous Dharmadarsi and another Kempige Ramiah have also stated to the above effect.

The Mutt has furnished the following references in support of its right.

(a) Copy of Gundlupet Taluk Amildar's Vadi No. 25 dated 9-4-1883 to the Mutt requesting to be informed whether the Mutt honours desire to show to a suitable Dhengale representative

as Nadagale Srivishnavas were present at the place.

(b) Copy of Mutt reply No. 39 dated 18-4-1883 stating that a suitable person may be appointed from the Dengales.

(c) Copy of Taluk order No. 61 dated 19-6-1883 appointing Pandith Venkatavaradachar as the Mutt gumastha.

(d) Copy of Mutt Yadi No. 105 dated 8-3-1915 to the Amildar, Gundlupet, intimating the appointment of Nallar Chakravarthi Gopalakrishnamachar as the Mutt Gumastha.

None of the above references are reported to be available in the Taluk office.

The Sub Division office, Nanjangud, submitted the above records of enquiry made by the Amildar, to this office for orders.

He was asked to instruct the Amildar to decide the matter himself in the first instance as he had held an enquiry.

The Amildar has again reported, that if the Swamy is personally present the maximum

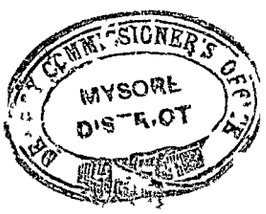
be shown to him, or else the same may be shown to the petitioner to whom the mariyade has been stopped.

The Sub division officer, Nanjangud, reports that the Mutt authorities, have sent the extracts of "From and To" registers of the year 1883 and 1915 to the appointment of Gumastha to receive the honours. The extracts show that from the year 1883 the Parakala Mutt corresponded with the Taluk authorities and appointed in 1883 one Venkatachar. After his death Sivanacharya was appointed and after him Nallar Gopalakrishnamachar was appointed in the year 1915 who belonged to the same family as that of Nallar Rangachar, the petitioner. After the death of Nallar Gopala-Krishnamachar two years back, disputes have arisen. Nallar Rangachar contends that the deceased Nallar Gopalakrishnamachar received the honours in his own right as being a member of Chakravarthi family and not as a Gumastha of the Sri Parakalaswamy Mutt. There are no references in the Taluk office about the correspondence between the Mutt and the Taluk office in the years 1883 and 1915.

COMMISSIONER'S OFFICE MYSORE DISTRICT

The Mutt was asked to send the original records but they have not done so.

The question of Agrathirtha honours has been dealt with exhaustively in the Government Proceedings of 1915 wherein the Temple in question as also the Temples at Kalale and Malakad — are not mentioned and where the Mutt does not seem to receive the Agrathirtha honours as per references quoted by the petitioner Nallar Rangachar. He claims to be the Guru of the family of Sirdar Gopala Raja Urs and Gopala Krishna Urs, and has produced a copy of the old Sanad granted to his ancestors.



The statements of some persons of importance go to show that Nallar Rangachar and his ancestors were receiving the Agra Mirtha honours.

As the question relates to Agra Mirtha honour which is one of importance, the Asst has submitted the records for orders of the Deputy Commissioner.

Order

The order of 1915 does not recognise

of the "Kalamukha" for agrahara in all the Siva temples. It has been distinctly said therein that if there are bakadars for the mariyade their claims must be first satisfied.

The petitioner is the Acharya-purusha of Valale temple. There is an order of the Mysore District Deputy Superintendent's Court dated 19.3.1872 which says that if the "Jurakalaswamy" Guru is present because of his being a Yati he must be shown the first honour, otherwise the Acharyapurushas. There is evidence to show that the agramariyade as being enjoyed by the petitioners family. The Jurakalaswamy must have shown no definite — authority entitling them to the same.

The petitioner may be shown the agramariyade the absence of the Guru of Parakalaswamy Mutt the occasion.

Signed / S. Abdulwajid,
Deputy Commissioner
Mysore District.

"copy"

By order
Thimmarasimha Iyengar
Mysore Head Munshi

compd
kkw

COMMISSIONER'S OFFICE
MYSORE
DISTRICT

by application 10.3.32
" receipt 14.3.32
" delivered on 14-3-32
Nos of Words 1316

Copying fee 1-12-0
Examining fee 0-7-0

Muz 151-35-3

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, .. 12th June 1936

GENL. & REVENUE SECTT. 15 JUN. 1936 1349

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

Venkatesa Iyengar, Esq., B.A.,

Secretary to Government of His Highness
the Maharaja of Mysore,

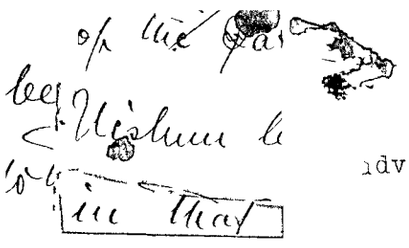
13 JUNE 1936

...General.....*Department,*

R;

Appeal of Nallan Chakravarthi Rangachar re: Agra-thirtha Hariyade in Sri Himavat Gopalaswami Temple, Gundlupet Taluk.

Adverting to your Memo No.923/Muz.151/35-2 dated the 7th January 1936 calling for a report together with the connected records re. the above, I have the honor to forward herewith the file of records received from the Deputy Commissioner, Mysore District, as also this office file No.App.20/31-32 dated the 30th August 1935, and to state that the facts of the case have been set forth in full detail in this office note leading to this office order No.App.20/31-32 dated 30th August 1935.



The appeal petition received with your Memo under
advertance is returned herewith.

I have the honor to be,

Sir,

Your most obedient servant,

M. N Bransahum

Muzrai Commissioner.

Absent on Casual leave
on

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 24 th Septr. *1936.*

No. 4757 mmg/51-35-4

From

The *General Secretary to the Government of His Highness the Maharaja of Mysore.*

To

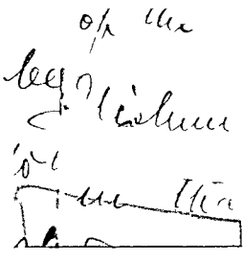
Sri Parakala Mutt
by Agent, Magadi Ramachandrachar,
M y s o r e.

~~Sir~~

Dear Sir,

I am directed to inform you that Nallan Chakravarthi Rangachar of Mysore has filed an appeal before Government against the decision of the Muzrai Commissioner in the matter of Agra Thirtha Maryades in the temple of Sri Himavad Gopalaswami at Hangala village, Gundlupet Taluk, and to request that all documents, correspondence etc., in original between yourself and the Muzrai Officers from 1884 down to 1915 if any with you clearly showing that the Gumasta of the Mutt was receiving the said Maryades in the temple during that

period



period in the absence of the Swamigalu may kindly be ~~xxxxxxx~~ forwarded at a very early date for perusal and return.

Yours faithfully,

For General Secretary to Govt.

c.n.2

Appendix F G—1]

SUBJECT .....

.....

.....

Section Mug

File No. 157-35

Serial No.

Diary No. of letter replied to ....

No. 475

To

Sri Parakala Mutt
by Agent.
Magadi Ramachandrachar
~~of~~ Mysore.

General and Revenue Secretariat

( )

the 193 .

Date of issue 25-9-36

M.D.C Subbarayappa
Signed by .....

Dear Sir,

I am directed by Sri Tirumalai Nallan-Chakravarthi Rangachar of Mysore has filed an appeal before you against the decision in the M.C in the matter of agraharas Inamgars in the temple of Sri Venkataramana at Hanur Gopala Swami & to request that all documents correspondence etc in original between yourself and the Mysore officials from 1934 to 1915—

List of enclosures .....

Copied by .....

Initialled by .....

ring Tait re Gun asthma of ~~Sir~~ Mr
D.B
Tait the said
Litt has receiving ~~application~~

pads & envelopes may kindly
be forwarded for perusal

& oblige

Yours

Sincerely

Rec 23/9/86

Encl

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 24th September 193 6.

No. 476

From Mej 151-35=5

The *General Secretary to the Government of His Highness the Maharaja of Mysore*

To

Mr. M.A.Gopalaswami Iyengar,M.A., B.L.,
Advocate, Bangalore City.

Sir,

Dear Sir,

With reference to petition dated 3rd January 1936 filed by you on behalf of Nallan Chakravarthi Rangachar residing in Chikkanna Laya, Chaluvamba Agrahar, Mysore, claiming Agra Thirtha Maryades in the temple of Sri Himavad Gopalaswami- Gundlupet Taluk, I am directed to state that all documents in original on which your client relies upon in support of his claim may kindly be obtained and forwarded to this office at an early date for perusal and return.

Yours faithfully,

For General Secretary to Govt.

c.n.2

Appendix F.G—11

SUBJECT .....

.....

.....

Section Mez

File No. 151-35

Serial No.

Diary No. of letter replied to ...13.4.5.....

No. 476

To

M. A. Gopalaswami Iyengar
M. A. B. L.
Advocate - Bangalore City

General and Revenue Secretariat

( )

the *193* .

Sir,

Date of issue 2.5.36

Your letter in petn of 3-1-36 filed by you on behalf of Nallan Chakravarthi Ranganathan residing in Chikkanayakana Layout Chalvambas Agrahara Mysore claiming agra Tirtha mariyade in the temple of Sri Prasanna Gopalaswami - Gundlupet Taluk

Signed by Mr D. C. Subbarayappa

I am directed to state that all the documents in original on which you rely as proof in support of his claim may kindly be obtained and furnished for an early date for return.

List of enclosures .....

Copied by .....

Examined by .....

GENL. & REV. SECY. 1936

WD 01956—GPB—22,500—12-6-34

2379

GENL. & REV. SECRETARIAT
341
3 - OCT. 1936
M
I E

Muz 151-35-6

The General Secretary
to the Government of His Highness
The Maharaja of Mysore, Bangalore.

No. OC.128-29 Date: 29.9.36.
30

GENERAL SECRETARIAT
1 OCT. 1936

Sir,

With reference to your letter No.475 Muz.151-35 24.9.36 calling for the original documents and correspondence etc., between the Matt and the Muzrai Officers from 1884 down to 1915, in the matter of Agrathirtha-Maryadas in the temple of Sri Himavadgopala Swami at Hangala - Gundlepet Taluk, I write to state as follows:-

(a) "To" Registers three in number that had been exhibited in the Revenue Sub Division Office, Nanjangud and that were produced before the Muzrai Commissioner and returned to the Matt are forwarded herewith as shown below for favour of perusal.

(1) Exhibit III."To Register" for 1877 to 1887 containing Exhibit Sub Nos. III.(a), III.F., 3b., 3.E., 3.C. inside the book which are flagged.

(2) Exhibit No.VII.a."To" Register for 1914-15. The Number inside is flagged.

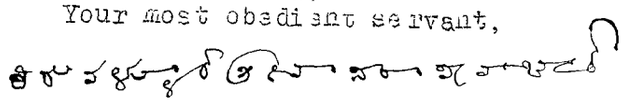
(3) Exhibit No.VIII."To" Register for 1922-23 containing Sub Numbers VIII.a and VIII.B. The numbers are flagged.

(b) The original correspondence among the Matt, Muzrai Officers and the Taluk Office bearing Exhibit Numbers 2.a to g was produced before the Muzrai Commissioner by the Matt which may kindly be found in the case-file.

(c) Exhibits III to V, IX, X (Taluk Office "To" and "From" Registers and Exhibit No. VI file relating to Patell Office of Kalsur Village, Gundlapet Taluk, produced by the Taluk Office go to show that the original correspondences referred to in items (a) and (b) supra produced by the Matt are genuine and that they correspond to the Taluk records, after satisfying by comparing the Matt Correspondence with those of the Taluk Offices.

These may either be found in the Case-file or might have been returned to Taluk Office, in latter case, they may be got from Taluk Office.

I beg to remain,
S i r,
Your most obedient servant,



Hon. Superintendent,
Sri Parakala Swamy Matt,
M y s o r e.

Mr. G. S.

Mug 157-35-7

Before the Government of Mysore
Bangalore.

Mysore Appeal. No 35-36.

Appellant: Nallan Chakravarthi
Rangachar

vs

Respondent: Sri Parakala Mutt,
by Agent, Nagadi Rama-
chandrachar.

Mysore
Mr. trained
Mysore and
Govt.
2 —
— 9/10

List of original documents
produced by the Appellant: —

1. Sanad, dated 11-7-1816,
granted to Appellant's ancestors by the
forefathers of Sirdar Gopalarajeurs
2. Order of the Deputy Superintendent
of the Mysore District, passed on 19-3-1872.

A copy of the Sanad is also hereto annexed.

Bangalore
9-10-1936

M. A. Gopalaswamy Iyengar
Adv. for Appt.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. 23 Muz 151-35-8 Inc Records

Dated, Bangalore, 8th July 1937.

From

The General *Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Muzrai Commissioner in Mysore,
Bangalore.

Sir,

With reference to your letter No.App.20/31-32 dated 13th June 1936 submitting records relating to the appeal of Nallan Chakravarthi Rangachar regarding agreement a Maryade in the temple of Sri Himavad Gopalaswami, Gundlupet Taluk, I am directed to request you to be so good as to state how it has happened that there is no document in the Taluk Office Gundlupet corresponding to No.25 dated the 9th April 1883 from the Amildar addressed to "Karyakartha of Sri Parakalaswami Mutt, Mysore. The communication sent to the Karyakartha referred to above is also not found entered in the connected Taluk office "Out" Register of that year. I am to request that additional records if any bearing on the subject may also be obtained and forwarded to Government with your report on the points referred to above The records received with your letter under advertence are returned herewith for reference and retransmission.

I have the honour to be,
Sir,
Your most obedient servant,

for General Secretary to Government.

R.2.

Appendix F G—1]

SUBJECT .....

.....

....

Section Misc

File No. 15[illegible]-37

Serial No. 8

Diary No. of letter replied to 12.11.9

No. 23 Inc Records

To

The R.C.

Sir,

With reference to correspondence ending with the letter No Apb 20/31-32 dt 13.6.1936 submitting records relating to the appeal of Nallan Chakravarthi Rangachari vs. Agathiar Thiruvengada Mayavar in the temple of Sri Hiranyagarbha Gopalaswamy Gundupeta, I am directed to request you to be good enough to state how it has happened that there is no document in the Taluk office Gundupeta corresponding

General and Revenue Secretariat

( )

the 193 .

Date of issue 8-7-37

Signed by [illegible]

List of enclosures .....

Copied by .....

8. [illegible] 193[illegible]

Examined by .....

x 7

From The Amildar addressed
to Karya Karthe of Sri Para-
Kala Swamy Mutt Mysore -
The communication sent to the Kanyakarthe referred to
~~the~~ above is also not found
entered in the concerned
office "Jo"
T.K.F. Reg[r] of that year
I am to request that additional
records if any bearing on the
Subject may also be obtained &
forwarded to me with his remarks
report on the points referred to above.
~~reply in the matter~~

The records received with
this letter under acknowledge
are returned herewith for
Rec[d] and return thereof.

Thanking &c,

2/7/1.

For Gen. Re

N Rao
7/7/57

Muz 157-35-7

C. 18]
No. FF.C 45/37-8
file of records

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

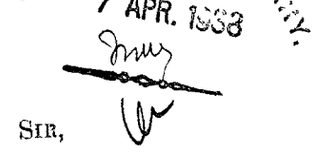
Bangalore, ...11th April.....193 .

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Muzrai Commissioner in Mysore.

To

P. Venkatesa Iyengar, Esq., B.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
.....General.....*Department.*



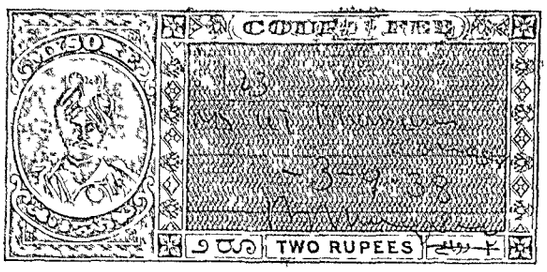
SIR,

Agrathirtha Mariyade
in the
Sri Himavad Gopalaswamy Temple,
Gundlupet Taluk.

With reference to your letter No.23/Muz.151-34 dated 6th July 1937 re. the above, I have the honor to forward herewith the entire file of records received with the Mysore District Deputy Commissioner's letter No.H.869/35 dated 21-6-1936 (copy enclosed in the records) together with this office file No.App.20/31-32; and to state that it is reported that it is not possible to say at this distance of time as to how Yadi No.25 dated 9-4-1883 referred to in your letter is not forthcoming in the Taluk Office, nor as to how the communication in question does not find an entry in the "To" Register of that year. Two Registers, viz. Nos. 62 and 1 dated 27-3-1883 and 6-4-1883, respectively, bearing on the subject have since been traced from the "To" Registers pertaining to the period and the same are enclosed in the records, for perusal. Correspondence relating to these, however, are stated to be not forthcoming in the Taluk Office. Except for the "From" Register (enclosed in the records), no other registers relating to the period are stated to be available.

I have the honor to be,
Sir,
Your most obedient servant,

Muzrai Commissioner.



3/9/38

In the High Court of Mysore

BANGALORE.

NO. 14 OF 1935–1936

Ulan Chakravarthi Ramachar son of Srinivasachar residing in Chikkamma Lane Chelvamba Agrahara Mysore	*Vs.*	Mayasi Ramachandra Achar Agent to Sree Parakala Mutt Mysore

Messrs. K. T. BHASHYAM IYENGAR, B.A , B.L , & M. SESHADRI, B A., LL.B ,
Advocates

.....the Respondent abovenamed do hereby nominate and appoint the said advocates in the above case and do hereby empower the said advocates to appear for and on...my.....behalf in the above case, to take all steps which may be necessary on..my.. behalf arising out of or in connection with the above case either during progress or after its decision to sign and subscribe their names to any document which they may deem proper to execute any decree that may be passed in ..my..favour and to receive out of the Court any refund of money wich may be lodged or become payable or receivable on ..my..behalf and on receipt thereof to grant receipts or other sufficient discharges for the same, to withdraw, compromise or refer to arbitration the said case to appoint one or more substitute or substitutes and to act and perform all other matters and things relating thereto or connected therewith, to represent ..my...in matters relating to the same and to act as fully and effectually to all intents and purposes as I ... might do if personally present and did the same. And I do hereby agree to pay all fees, costs, charges and expenses which may be incurred and to allow, ratify, and to confirm whatsoever the said Advocates shall lawfully do or cause or procure to be done by virtue of these presents.

ಅಂತೆ ಬಳಕೆದಾರರ ನಾಮಕರಣ ಪತ್ರವಾಗಿ

Accepted

Signed before me by the executant who is known to me

Advocate

Advocates for Respondent.

3/9/38

Yajaman & Son, Bangalore City

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

[illegible]

[illegible]
[illegible]
[illegible]
Mysore.

Subject.

[illegible]

The facts of the case [illegible]
[illegible]
[illegible]

[illegible]

Government [illegible]
the Murrai Commissioner.
Counsel for the [illegible]
Government [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

No S11/Mys 157-35-10 dt 7-10-88
Copy to the M. C.
B-O

S12-3. dt 7-10-88 Forgn Sec
Copy to the Counsel for the Appellant.
B-O.

Copy to the Counsel for the Respondent. Forgn Sec

Before the Government of His Highness the Maharaja of Mysore.

Mus Appeal No. 14 of 1935-36.

Appellant. *Vs.* Respondent

aman Chakravarti
Rangachar
Cheluvamba Gopalan
Mysore

Sri Parakala Mutt
Mysore

Subject.

Appeal against the M.C's order allowing the claim of Sri Parakala Mutt Mysore for Agra Tirtha Mangave in the temple of Sri Hiravad Gopalaswamy, Gundlupet T.K.

The facts of the case are set forth in the Mun. Com's order - The case came up for hearing on 3rd Sept 1938. The Counsels for both parties were present and heard.

order.

Govt see no reason

WD 0533—GPB—750—21-7-27

order of the Mun Com.
=2 sheets=

CS 9/10/

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

in Tenpere Corts the assignee M. C. It is hopefully conceded by the Counsel for the appellant that the Case is Governed by G.O. of 19.8.1915 which Sets out the conditions under which Agraharha is to be given to the head of Sri Parakala Mutt according to the Sanad of 1811 & that Cl. c of para 12 of the G.O has to be satisfied. In this case it is found on enquiry that the Mutt has been in actual enjoyment of the Agraharha at least from 1883. The documents produced before appellate do not in any way controvert their view. The M.C's decision is confirmed and the appeal

WD 0436—GPB—10,000—17-10-33

38

Memo no 571/Mkg 157-35-70 7-10-38

Copy to M.C. with compliments for information & records received with his letter no A: 45/37-38 dt 5/4/38 and returned herewith

B 6

7/10/38

572-3.87-10-38. For Section

Copy to M/s T. Bhashyam Iyengar Esq B.A. B.L. Advocate, Bangalore, for the respondent returning records received from his client on the subject

B. 0

7/10/38

For Section

Copy to M.A. Gopalaswami Iyengar Esq M.A. B.L. Advocate Bangalore for the appellant returning records received from his client in the matter.

B-0